

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STEWART SHERK, et al. : CIVIL ACTION  
:  
v. :  
:  
COUNTRYWIDE HOME LOANS, INC., et al. : NO. 08-5969

ORDER

AND NOW, this 5th day of August, 2009, upon consideration of the Motion of Defendants Countrywide Home Loans, Inc., Mortgage Electronic Registration Systems, Inc., HSBC Bank USA, N.A., and Alt-A Securities Mortgage Loan Trust To Dismiss Plaintiffs' Second Amended Complaint (Document No. 44); Defendants Theresa Sirianni, Vince Sirianni and Bi-Weekly Mortgage Corporation's Renewed Motion To Dismiss Pursuant To Rule 12(b)(6) (Document No. 45); Defendant Gambone Construction Co.'s Motion To Dismiss Plaintiffs' Second Amended Complaint Pursuant to Rule 12(b)(6) *Nunc Pro Tunc* (Document No. 57); the plaintiffs responses in opposition (Document Nos. 46, 48, 62); and after oral argument, it is ORDERED that the motions are GRANTED, and this action is DISMISSED.

/s/ Timothy J. Savage  
TIMOTHY J. SAVAGE, J.